PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Tre application of

Docket No: A8541

Joseph LAKOWICZ, et al.

Appln. No.: 10/633,715

Group Art Unit: 2877

Confirmation No.: 5700

Examiner: Not Yet Assigned

Filed: August 5, 2003

For: OPTICAL STRUCTURES FOR METAL-ENHANCED FLUORESCENCE SENSING

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §§ 1.97 and 1.98

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure under 37 C.F.R. § 1.56, Applicant hereby notifies the U.S. Patent and Trademark Office of the documents which are listed on the attached PTO/SB/08 A & B (modified) form and/or listed herein and which the Examiner may deem material to patentability of the claims of the above-identified application.

U.S. Patent No. 5,485,277, issued January 16, 1996;

U.S. Patent No. 5,359,681, issued October 25, 1994; and

U.S. Patent No. 4,844,869, issued July 4, 1989.

The present Information Disclosure Statement is being filed: (1) No later than three months from the application's filing date; (2) Before the mailing date of the first Office Action

INFORMATION DISCLOSURE STATEMENT

U.S. Appln. No.: 10/633,715

on the merits (whichever is later); or (3) Before the mailing date of the first Office Action after

filing a request for continued examination (RCE) under §1.114, and therefore, no Statement

under 37 C.F.R. § 1.97(e) or fee under 37 C.F.R. § 1.17(p) is required.

The submission of the listed documents is not intended as an admission that any such

document constitutes prior art against the claims of the present application. Applicant does not

waive any right to take any action that would be appropriate to antedate or otherwise remove any

listed document as a competent reference against the claims of the present application.

The USPTO is directed and authorized to charge all required fees, except for the Issue

Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any

overpayments to said Deposit Account. A duplicate copy of this paper is attached.

Respectfully submitted,

Registration No. 41,239

SUGHRUE MION, PLLC

Telephone: (202) 293-7060

Facsimile: (202) 293-7860

WASHINGTON OFFICE

23373

CUSTOMER NUMBER

Date: July 8, 2004

2

			1100H 1101 1 10/3 10/0 A & B (00-03	
Substitute for Form 1449 A & B/PTO		Complete if Known		
outside for Form 1447/11 to 19/1 10	at the	Application Number	10/633,715	
PE INFORMATION DISCLOSURE	2	Confirmation Number	5700	
STATEMENT BY APPLICANT	ī	Filing Date	August 5, 2003	
3	First Named Inventor	Joseph LAKOWICZ		
(use as many sheets as necessary)	Art Unit	2877		
		Examiner Name	Not Yet Assigned	
Special 1 of 1		Attorney Docket Number	A8541	

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No.1	Document Number		Dublication Data	
		Number	Kind Code ² (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document
		US 5,485,277		01/16/1996	Foster
		US 5,359,681		10/25/1994	Jorgenson et al.
		US 4,844,869		04/04/1989	Glass
Ĭ		US			
		US			

FOREIGN PATENT DOCUMENTS							
Examiner Initials*	Cite No. ¹	Foreign Patent Document			Publication Date	Name of Patentee or	
		Country Code ³	Number ⁴	Kind Code ⁵ (if known)	MM-DD-YYYY	Applicant of Cited Document	Translation ⁶
-							
-							
				ŀ			

NON PATENT LITERATURE DOCUMENTS					
Examiner Cite Initials* No.1		Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city, and/or country where published.			
	-1 - 11-				

Evenium Cinnotone		D		
Examiner Signature		Date Considered		
	* -	 	 	

^{*}EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹Applicant's unique citation designation number (optional). ²See Kind Codes of USPTO Patent Documents at www.uspto.gov, MPEP 901.04 or in the comment box of this document. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST. 3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to indicate here if English language Translation is attached.